IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

WP(C).No. 14810 of 2005(K)

PETITIONER:

MUKKOOTAKAL ARUMUGHAN,
S/O. KUNHIKITTA, AGED 90,
MUKKOOTAKAL HOUSE, P.O.PURANGA,
VIA. KANHIRAMUKKU, PONNANI.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:

1. THE JOINT REGISTRAR (CO-OPERATIVE SOCIETIES), MALAPPURAM.

2. THE PONNANI TALUK RURAL HOUSING CO-OPERATIVE SOCIETY LTD. NO.M.16, REPRESENTED BY ITS SECRETARY, PONNANI.

3. ARBITRATOR/SALE OFFICER, PARAPPANANGADI, PONNANI AND KONDOTTI HOUSING SAHAKARANA SANGHAM GROUP, PONNANI.

BY ADV. SRI.T.R.RAMACHANDRAN NAIR
GOVERNMENT PLEADER SRI P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

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W.P.(C) No. 14810 of 2005 (K)

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Dated this the 12th day of December, 2006

J U D G M E N T

Writ petitioner approached this Court praying to quash Exhibit P1, the auction sale proceedings of the second respondent, Housing Co-operative Society. There was an interim stay granted on condition of the petitioner remitting an amount of Rs.30,000/-, as per the order dated 06/04/2006. But it is conceded by the writ petitioner that the said order had not been complied with. When the matter came up for consideration, counsel submits that the petitioner may be extended with the facilities under the one time settlement scheme, so that he could pay the amount as per the directions contained in Circular No.27/2006.

2. After hearing both sides, I direct the writ petitioner to approach the second respondent with a request for an one time settlement scheme, within 10 days from today and on receipt of the said representation, the second respondent

shall hear the writ petitioner and dispose of the representation for one time settlement under the scheme, within three weeks thereon, extending him all the benefits that are contained under one time settlement scheme, as per Circular No.27/2006, dated 29/06/2006.

3. Till a final order is passed, after hearing the writ petitioner on one time settlement representation, coercive steps, if any, initiated, shall be kept in abeyance.

The writ petition is closed as above.

(J.M.JAMES)
Judge

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